

# United States Department of Agriculture,

## OFFICE OF THE SECRETARY.

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### NOTICE OF JUDGMENT NO. 436, FOOD AND DRUGS ACT.

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#### MISBRANDING OF CANNED PINEAPPLE.

(SHORT WEIGHT.)

During the months of July, August, and September, 1908, the Hawaiian Development Company of Honolulu, Hawaii, shipped from the Territory of Hawaii to the State of California 5,000 cases of canned pineapple. Analysis of samples of this product made in the Bureau of Chemistry, United States Department of Agriculture, showed it to be misbranded within the meaning of the Food and Drugs Act of June 30, 1906. As it appeared from the findings of the analyst and report made that the product was liable to seizure under section 10 of the act, the Secretary of Agriculture reported the facts to the United States attorney for the Northern District of California.

In due course a libel was filed in the District Court of the United States, in and for said district, against said 5,000 cases of pineapple, charging the misbranding of said product within the meaning of the act, in that each of said 5,000 cases was labeled or branded "2 Doz. 2 lb. Pineapple, Hala Canning Company," when as a matter of truth and in fact the average weight of the pineapple in each can in said cases was only 1 pound 6 ounces and the true weight of the pineapple so contained in said cans was not plainly and correctly stated on the outside of said cases, nor was it stated at all on the cans, the label appearing on each of said cases being therefore false and misleading in the particulars just stated.

Thereupon Parrott & Company, San Francisco, Cal., entered an appearance and set up a claim to the product, and the case coming on for hearing, the goods in question were released to the claimant, by order of the court, upon the filing of a bond conditioned that said product should not be sold in violation of law.

This notice is given pursuant to section 4 of the Food and Drugs Act of June 30, 1906.

JAMES WILSON,  
*Secretary of Agriculture.*

WASHINGTON, D. C., *May 23, 1910.*



